

. COURT OF CALIFORNIA, COUNTY OF

NAME OF MUNICIPAL OR JUSTICE COURT DISTRICT OR OF BRANCH COURT, IF ANY		FOR COURT USE ONLY
TITLE OF CASE (ABBREVIATED)		
ATTORNEY(S) NAME AND ADDRESS		
ATTORNEY(S) FOR:		CASE NUMBER
TELEPHONE		

DECLARATION FOR EX PARTE WRIT OF POSSESSION*

1. ☐ A showing that defendant gained possession of the property described in the application, which was not entrusted to him, by feloniously taking such property from plaintiff by means other than by false or fraudulent representation, pretense or embezzlement is set forth in the ☐ verified complaint. ☐ attached affidavit. ☐ following facts:

2. ☐ A showing that the property described in the application is a credit card is set forth in the ☐ verified complaint. ☐ attached affidavit. ☐ following facts:

3. ☐ A showing that defendant acquired possession of this property in the ordinary course of his trade or business for commercial purposes, and (a) the property is not necessary for the support of defendant or his family; (b) there is an immediate danger that the property will become unavailable to levy by reason of being transferred, concealed or removed from the state, or will become substantially impaired in value by acts of destruction, or by failure to take care of the property in a reasonable manner; and (c) the ex parte issuance of a writ of possession is necessary to protect the property is set forth in the ☐ verified complaint. ☐ attached affidavit. ☐ following facts:

4. Plaintiff ☐ has ☐ has not filed an undertaking as required by CCP 515.010.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration is executed on (Date): at (Place):, California.

..... (Type or Print Name) _____ (Signature of Plaintiff)

5. Total number of pages attached:

* The word "plaintiff" includes cross-complainant, "defendant" includes cross-defendant, singular includes the plural, and masculine includes feminine and neuter. Declarations under penalty of perjury signed in California may be used in place of affidavits (CCP 2015.5). Affidavits required when signed outside California.